

1 Horvath,

2 IN THE UNITED STATES DISTRICT COURT  
3  
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
5

6 Plaintiff,  
7 v.  
8

9 Winter,  
10

Defendant.

No. CV07-04952 JSW

**ORDER SCHEDULING TRIAL AND  
PRETRIAL MATTERS**

11  
12 Following the Case Management Conference, IT IS HEREBY ORDERED that the Case  
13 Management Statement is adopted, except as expressly modified by this Order. It is further  
14 ORDERED that:

15       **A.     DATES**

16 Jury Trial Date: 1/4/2010, at 8:30 a.m., 5 day est.

17 Pretrial Conference: Monday, 12/14/2009, at 2:00 p.m.

18 Last Day to Hear Dispositive Motions: Friday, 10/23/2009, 2:00 p.m.

19 Last Day for Expert Discovery: 8/31/2009

20 Last Day for Expert Disclosure: 9/8/2009

21 Close of Non-expert Discovery: 6/30/2009

22 Further Case Management Conference: 6/5/2009, 1:30 p.m.

23       **B.     DISCOVERY**

24 The parties are reminded that a failure voluntarily to disclose information pursuant to  
25 Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses  
26 pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of  
27 non-expert discovery, lead counsel for each party shall serve and file a certification that all  
28 supplementation has been completed.

**United States District Court**  
For the Northern District of California

1           **C. ALTERNATIVE DISPUTE RESOLUTION**

2           This matter is referred for assignment to a Magistrate Judge to conduct a settlement  
3 conference to be completed by May 18, 2009. The parties will be contacted by that judge's  
4 chambers with a date and time for the conference.

5           **D. PROCEDURE FOR AMENDING THIS ORDER**

6           No provision of this order may be changed except by written order of this court upon its  
7 own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b)  
8 without a showing of very good cause. If the modification sought is an extension of a deadline  
9 contained herein, the motion must be brought before expiration of that deadline. The parties  
10 may not modify the pretrial schedule by stipulation. A conflict with a court date set after the  
11 date of this order does not constitute good cause. The parties are advised that if they stipulate to  
12 a change in the discovery schedule, they do so at their own risk. The only discovery schedule  
13 that the Court will enforce is the one set in this order. Additionally, briefing schedules that are  
14 specifically set by the court may not be altered by stipulation; rather the parties must obtain  
15 leave of Court.

16           **IT IS SO ORDERED.**

17           Dated: January 20, 2009

  
18           \_\_\_\_\_  
19           **JEFFREY S. WHITE**  
20           \_\_\_\_\_  
21           **UNITED STATES DISTRICT JUDGE**  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

PAULINE HORVATH,

Case Number: CV07-04952 JSW

Plaintiff,

## **CERTIFICATE OF SERVICE**

V.

DR. DONALD C. WINTER et al,

**Defendant.**

1

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on January 20, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Pauline Horvath  
3544 Custer Street  
# 3  
Oakland, CA 94601

Dated: January 20, 2009

Jennifer Ottolini

Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk